

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CARMEN YOBANI CAPELLAN
DE-MARTINEZ,

Defendant.

)
)
)
)
)
)
)
)
)
)

8:19CR396

ORDER

This matter is before the court on the Defendant's Unopposed Motion to Continue Trial [28]. The Defendant requests additional time to evaluate the instant matter to decide whether to proceed to trial. For good cause shown,

IT IS ORDERED that the Motion to Continue Trial [28] is granted, as follows:

1. The jury trial now set for November 24, 2020, is continued to **January 5, 2021**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and January 5, 2021**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

DATED: November 4, 2020.

BY THE COURT:

s/ Susan M. Bazis
United States Magistrate Judge